

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Nickolas J. Dibiaso, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

F029181 People v. Gomez
F031557 In re Jesse Gomez on Habeas Corpus

Cause called and argued by James Lozenski, Esq., counsel for appellant. Christine Levin, Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Ardaiz, P.J. directs Dibiaso, J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Vartabedian, J.

F033161 Estate of Janie Kay Hampton, Deceased

Cause called and argued by Carlos J. Badger, Esq., counsel for appellant and by Guy A. Brooks, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Tuesday, April 11, 2000 at 1:30 P.M.

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The court reconvened in its courtroom at 1:30 P.M. Present:
Honorable James A. Ardaiz, Presiding Justice; Honorable Nickolas J.
Dibiaso, Associate Justice; Honorable Steven M. Vartabedian,
Associate Justice; and Eve Sproule, Court Administrator/Clerk, by
Elaine J. Duffy, Deputy Clerk.

F032156 PM&R Associates v. W. C. A. B.; Zenith Insurance Company. et al.

Cause called and argued by James H. Wilkins, Esq., counsel for
petitioner; by Richard L. Morris, Esq., counsel for respondent Zenith
Insurance Co., and by Robert G. Holderness, Esq., counsel for amicus
California Chapter, American Physical Therapy Association. Neil P.
Sullivan, Esq., counsel for respondent W. C. A. B., and Herbert
McGuire, Esq., counsel for amicus California Society of Physical
Medicine & Rehabilitation waived oral argument.

Cause ordered submitted.

At this point Vartabedian, J. leaves the bench and is replaced by
Buckley, J.

F033647 Maranian v. W. C. A. B.; J.R. Simplot, Inc., et al.

Cause called and argued by Thomas Tusan, Esq., counsel for
petitioner and by Janet M. Maus, Esq., counsel for respondent J. R.
Simplot, Inc., et al. Vincent Bausano, Esq., counsel for respondent
W.C.A.B. waived oral argument.

Cause ordered submitted.

Court recessed until Monday, April 17, 2000 at 1:45 P.M.

F033517 People v. Kim

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F032223 People v. Griffith

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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- F030423** **People v. Castro**
F031668 **In re Roberta Rita Castro on Habeas Corpus**
Filed modification of opinion upon denial of rehearing(no change in judgment). Kalashian, Pro Tem J.
We concur: Dibiaso, Acting P.J.; Harris, J.
[CERTIFIED FOR PUBLICATION]
- F034935** **Salvadore A., v. Superior Court, Tulare Co.; Dept. of Social Services**
The petition for extraordinary writ is denied.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F031181** **People v. Kerper**
F032766 **In re Gary Lee Kerper on Habeas Corpus**
The judgment is affirmed. The petition is denied. Thaxter, J.
We concur: Ardaiz, P. J.; Buckley, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F032919** **Salinas, Jr., et al. v. Shaw Steel Structures, Inc.; Samson Construction, et al.**
No opposition having been filed to the “Stipulation For dismissal” filed by respondents Pete Salinas, Jr. Quirana Salinas, Andrew Salinas, Diane Salinas, Diane Cavazos, and Joey Cavazos, minors, by and through their Guardian Ad Litem, Diane Salinas, the above entitled appeal is dismissed as to those above mentioned respondents only.
- F033811** **In re Akashia W., a Minor; Kern County Department of Human Services v. Tylesha D.**
The judgment is affirmed. Ardaiz, P.J.
We concur: Thaxter, J.; Buckley, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F032905** **People v. Rodriguez**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F027481 People v. Russo

F033159 In re Susan Lee Russo on Habeas Corpus

The judgment is modified by ordering that execution of the sentence imposed on count two is stayed pursuant to Penal Code section 654, and as so modified the judgment is affirmed. The superior court shall issue an amended abstract of judgment reflecting the modification and shall transmit a certified copy thereof to the appropriate authorities. The petition for writ of habeas corpus is denied. Thaxter, J.

We concur: Ardaiz, P.J.; Harris, J.

[CERTIFIED FOR PUBLICATION]

F032917 People v. Hicks

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F034975 Faustino M., v. Superior Court, Stanislaus Co.; Stanislaus Co. Community Services Agency

The petition for extraordinary writ is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F031421 People v. Bennett

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F032706 People v. Morales

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F031756 People v. Garcia

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F032166 People v. Phillips

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F031332 People v. Barrera

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F032190 People v. Reedom

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F032310 People v. Scott

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F032260 In re the Marriage of Ronald and Marie Richardson

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F033804 In re Elijah C., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F033674 In re Andria M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.